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FINANCING OF THE ACTIVITIES ARISING FROM SECURITY COUNCIL RESOLUTION 687 (1991): UNITED NATIONS IRAQ-KUWAIT OBSERVATION MISSION

Report of the Fifth Committee

Rapporteur: Mr. Jorge OSELLA (Argentina)

I. INTRODUCTION

1. At its 3rd plenary meeting, on 18 September 1992, the General Assembly, on the recommendation of the General Committee, decided to include in the agenda of its forty-seventh session an item entitled:

> "Financing of the activities arising from Security Council resolution 687 (1991):
>
> "(a) United Nations Iraq-Kuwait Observation Mission;
>
> "(b) Other activities"

and to allocate it to the Fifth Committee.

2. The Fifth Committee considered sub-item (a) of agenda item 120 at its 38th and 50th meetings, on 8 and 19 December 1992. It had before it the report of the Secretary-General on the financing of the United Nations Iraq-Kuwait Observation Mission (A/47/637) and the related report of the Advisory Committee on Administrative and Budgetary Questions (A/47/735).

II. CONSIDERATION OF DRAFT RESOLUTION A/C.5/47/L.5

3. At the 50th meeting, on 19 December, the representative of Kenya introduced draft resolution A/C.5/47/L.5.

4. At the same meeting, the representative of the United Kingdom of Great Britain and Northern Ireland orally revised operative paragraph 5, which read:

> "5. Decides further to appropriate to the Special Account the amount of 20 million dollars gross (19,192,400 dollars net) for the operation of the Observation Mission from 1 November 1992 to 30 April 1993, inclusive, should the Security Council review the mandate of the Mission in respect of the period beyond 8 April 1993";

to read:

> "5. Decides further to appropriate to the Special Account the amount of 20 million dollars gross (19,192,400 dollars net) for the operation of the Observation Mission from 1 November 1992 to 30 April 1993, inclusive, subject to the review by the Security Council of the mandate of the Mission in respect of the period beyond 8 April 1993;".

5. At the same meeting, the Committee adopted draft resolution A/C.5/47/L.5, as orally revised, without a vote (see para. 7).

6. Statements and observations made in the course of the Committee's consideration of this sub-item are reflected in the relevant summary records (A/C.5/47/SR.38 and 50).

III. RECOMMENDATION OF THE FIFTH COMMITTEE

7. The Fifth Committee recommends to the General Assembly the adoption of the following draft resolution:

Financing of the United Nations Iraq-Kuwait Observation Mission

The General Assembly,

Having considered the report of the Secretary-General on the financing of the United Nations Iraq-Kuwait Observation Mission 1/ and the related report of the Advisory Committee on Administrative and Budgetary Questions, 2/

Bearing in mind Security Council resolutions 687 (1991) and 689 (1991) of 3 and 9 April 1991, respectively, by which the Council decided to set up the United Nations Iraq-Kuwait Observation Mission and to review the question of its termination or continuation every six months,

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1/ A/47/637.

2/ A/47/735.

Recalling its resolution 45/260 of 3 May 1991 on the financing of the Observation Mission and its subsequent resolution 46/197 of 20 December 1991,

Reaffirming that the costs of the Observation Mission are expenses of the Organization to be borne by Member States in accordance with Article 17, paragraph 2, of the Charter of the United Nations,

Recalling its previous decision regarding the fact that, in order to meet the expenditures caused by the Observation Mission, a different procedure is required from the one applied to meet expenditures of the regular budget of the United Nations,

Taking into account the fact that the economically more developed countries are in a position to make relatively larger contributions and that the economically less developed countries have a relatively limited capacity to contribute towards such an operation,

Bearing in mind the special responsibilities of the States permanent members of the Security Council, as indicated in General Assembly resolution 1874 (S-IV) of 27 June 1963, in the financing of such operations,

Noting with appreciation that voluntary contributions have been made to the Observation Mission by certain Governments,

Mindful of the fact that it is essential to provide the Observation Mission with the necessary financial resources to enable it to fulfil its responsibilities under the relevant resolutions of the Security Council,

1. Endorses the observations and recommendations contained in the report of the Advisory Committee on Administrative and Budgetary Questions; 2/

2. Urges all Member States to make every possible effort to ensure payment of their assessed contributions to the United Nations Iraq-Kuwait Observation Mission in full and on time;

3. Decides that the authorization provided by its resolution 46/197 for the period from 9 April to 8 October 1992, inclusive, shall be extended to include the period up to and including 31 October 1992;

4. Decides also to appropriate to the Special Account referred to in General Assembly resolution 45/260 an amount of 28.5 million United States dollars gross (27,698,200 dollars net) authorized by the Assembly and apportioned in accordance with paragraphs 4 to 13 of its resolution 46/197 for the operation of the Observation Mission from 9 April to 31 October 1992;

5. Decides further to appropriate to the Special Account the amount of 20 million dollars gross (19,192,400 dollars net) for the operation of the Observation Mission from 1 November 1992 to 30 April 1993, inclusive, subject to the review by the Security Council of the mandate of the Mission in respect of the period beyond 8 April 1993;

6. Decides, as an ad hoc arrangement, to apportion the amount of 20 million dollars gross (19,192,400 dollars net) for the above-mentioned period among Member States in accordance with the composition of groups set out in paragraphs 3 and 4 of General Assembly resolution 43/232 of 1 March 1989, as adjusted by the Assembly in its resolutions 44/192 B of 21 December 1989, 45/269 of 27 August 1991 and 46/198 of 20 December 1991, and taking into account the scale of assessments for the years 1992, 1993 and 1994; 3/

7. Decides also that, in accordance with the provisions of its resolution 973 (X) of 15 December 1955, there shall be set off against the apportionment among Member States, as provided for in paragraph 6 above, their respective share in the Tax Equalization Fund of the estimated staff assessment income of 807,600 dollars for the period from 1 November 1992 to 30 April 1993, inclusive, approved for the United Nations Iraq-Kuwait Observation Mission;

8. Authorizes the Secretary-General to enter into commitments for the operation of the Observation Mission at a rate not to exceed 3.3 million dollars gross (3.1 million dollars net) per month for the period from 1 May to 31 October 1993, inclusive, subject to the review by the Security Council of the mandate of the Mission in respect of the period beyond 8 April 1993, and subject to obtaining the prior concurrence of the Advisory Committee on Administrative and Budgetary Questions for the actual level of commitments to be entered into for the period beyond 30 April 1993, the said amounts to be apportioned among Member States in accordance with the scheme set out in the present resolution;

9. Decides to consider the contributions of Armenia, Azerbaijan, Bosnia and Herzegovina, Croatia, Georgia, Kazakhstan, Kyrgyzstan, the Republic of Moldova, San Marino, Slovenia, Tajikistan, Turkmenistan and Uzbekistan to the Observation Mission in accordance with the rates of assessment to be adopted by the General Assembly for these Member States at its forty-seventh session;

10. Invites the new Member States listed in paragraph 9 above to make advance payments against their assessed contributions, to be determined;

11. Decides to retain the unencumbered balance in the Special Account for the United Nations Iraq-Kuwait Observation Mission;

12. Decides also that the special financial period of the United Nations Iraq-Kuwait Observation Mission shall be for twelve months, beginning 1 November of one year and ending on 31 October of the next, effective from 1 November 1992, subject to the continuation of the Observation Mission by the Security Council;

3/ See resolution 46/221 A.

13. Invites voluntary contributions to the Observation Mission in cash and in the form of services and supplies acceptable to the Secretary-General, to be administered, as appropriate, in accordance with the procedure established by the General Assembly in its resolutions 43/230 of 21 December 1988, 44/192 A of 21 December 1989 and 45/258 of 3 May 1991;

14. Requests the Secretary-General to take all necessary action to ensure that the Observation Mission is administered with a maximum of efficiency and economy;

15. Decides to include in the provisional agenda of its forty-eighth session the item entitled "Financing of the activities arising from Security Council resolution 687 (1991): United Nations Iraq-Kuwait Observation Mission".